

The Hon. John C. Coughenour

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

FERNANDO LOPEZ-ARMENTA,

Defendant.

NO. CR21-132-JCC

~~[PROPOSED]~~

FINAL ORDER OF FORFEITURE

THIS MATTER comes before the Court on the United States' Motion for a Final Order of Forfeiture for the following property:

1. A Ruger 1911 .45 caliber semi-automatic pistol, serial number 672-03081, and any associated ammunition

The Court, having reviewed the United States' motion, as well as the other pleadings and papers filed in this matter, HEREBY FINDS that entry of a Final Order of Forfeiture is appropriate for the following reasons:

1. At trial, Defendant Fernando Lopez-Armenta was convicted of Possession of a Controlled Substance with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A), and of Carrying a Firearm in

Commission of a Drug Trafficking Crime, in violation of 18 U.S.C. § 924(c)(1)(A)(i) (Dkt. No. 98);

2. Because the evidence presented at trial established that the property was used, or intended to be used to commit, or to facilitate the Defendant's commission of Possession of a Controlled Substance with Intent to Distribute and was involved or used in the Defendant's commission of Carrying a Firearm in Commission of a Drug Trafficking Crime, the Court entered a Preliminary Order of Forfeiture, finding the property forfeitable pursuant to 21 U.S.C. § 853(a) and 18 U.S.C. § 924(d)(1), by way of 28 U.S.C. § 2461(c), and forfeiting the Defendant's interest in it (Dkt. No. 105);

3. Thereafter, the United States published notice of the pending forfeiture as required by 21 U.S.C. § 853(n)(1) and Federal Rule of Criminal Procedure ("Fed. R. Crim. P.") 32.2(b)(6)(C) and provided direct notice to two identified potential claimants (Dkt. No. 107; Declaration of Assistant U.S. Attorney Krista K. Bush in Support of Motion for a Final Order of Forfeiture, ¶ 2, Exhibits A-B); and,

4. The time period for filing third-party petitions has expired and none were filed.

NOW, THEREFORE, THE COURT ORDERS:

1. No right, title, or interest in the above-listed property exists in any party other than the United States;

2. The property is fully and finally condemned and forfeited, in its entirety, to the United States; and

3. The United States Department of Justice, Homeland Security Investigations, and/or their representatives, are authorized to dispose of the property in accordance with the law.

1 IT IS SO ORDERED.

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3 DATED this 27th day of June 2023.

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7 John C. Coughenour
8 UNITED STATES DISTRICT JUDGE

9 Presented by:

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